



Council Report

To: The Honorable Mayor and City Council

From: Michael A. Etienne, Esquire, City Clerk

Date: December 11, 2012

RE: CONSIDERATION OF PROPOSED RESOLUTION CERTIFYING THE RESULTS OF A REFERENDUM ELECTION DETERMINING WHETHER THE CITY SHALL BE AUTHORIZED BY THE VOTERS TO ISSUE GENERAL OBLIGATION BONDS IN AN AMOUNT NOT TO EXCEED FIFTEEN MILLION DOLLARS (\$15,000,000.00), TO FINANCE THE RENOVATION AND EXPANSION OF THE CITY OF NORTH MIAMI MUSEUM OF CONTEMPORARY ART (MOCA), HELD ON AUGUST 11, 2012

RECOMMENDATION

The City Council adopt the attached resolution certifying the results of a Referendum Election determining whether the City shall be authorized by the voters to issue general obligation bonds in an amount not to exceed fifteen million dollars (\$15,000,000.00), to finance the renovation and expansion of the City of North Miami Museum of Contemporary Art (MOCA), held on August 11, 2012.

BACKGROUND

Pursuant to law, the results of that election are to be certified by the Mayor and City Council.

Attachments

- 1.) Proposed Resolution

RESOLUTION NO. _____

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL
OF THE CITY OF NORTH MIAMI, FLORIDA,
CERTIFYING THE RESULTS OF A SPECIAL ELECTION
OF THE CITY OF NORTH MIAMI, HELD ON AUGUST 14,
2012; PROVIDING FOR AN EFFECTIVE DATE AND ALL
OTHER PURPOSES.**

WHEREAS, the Mayor and City Council of the City of North Miami, pursuant to Resolution 2012-66, called for a special election which was held on August 14, 2012, in accordance with the Charter of the City of North Miami; and

WHEREAS, the election was properly held on August 14, 2012 and no illegalities were reported which would invalidate the results of the election; and

WHEREAS, pursuant to law, the results of that election are to be certified by the City Council.

**NOW THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY
COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:**

Section 1. **Election Results.** That the Mayor and City Council have found that 4,151 votes were cast for the following question of approval or disapproval of the issuance of not exceeding Fifteen Million Dollars (\$15,000,000.00) of General Obligation Bonds of the City of North Miami to finance the expansion and improvement of the City of North Miami Museum of Contemporary Art (MOCA)

**“AUTHORIZATION OF GENERAL OBLIGATION BONDS FOR CITY OF NORTH MIAMI
MUSEUM OF CONTEMPRORAY ART”**

Pursuant to City Council Resolution R-2012-66 adopted May 22, 2012, shall the City of North Miami, Florida, issue General Obligation Bonds of the City in an amount not exceeding Fifteen Million Dollars (\$15,000,000.00), bearing interest at such rate or rates not in excess of the maximum rate of interest established by law, at the time of issuance of such Bonds, maturing no later than twenty (20) years from the date of issuance of such Bonds, to finance a project to construct the expansion and renovation of the City of North Miami Museum of Contemporary Art (MOCA), with the principal of, interest on, and premium, if any, on such bonds being payable from ad valorem tax levied on all taxable property in the City without limit as to rate or amount?

YES _____ 1,998 _____ votes

NO _____ 2,153 _____ votes

Section 2. **Findings.** That the Mayor and City Council have found the question of approval or disapproval of the issuance of not exceeding Fifteen Million Dollars (\$15,000,000.00) of General Obligation Bonds of the City of North Miami to finance the expansion and improvement of the City of North Miami Museum of Contemporary Art (MOCA) did not receive voter approval.

Section 3. **Effective Date.** This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by a _____ vote of the Mayor and City Council of the City of North Miami, Florida, this _____ day of December, 2012.

ANDRE D. PIERRE, ESQ.
MAYOR

ATTEST:

MICHAEL A. ETIENNE, ESQ.
CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

REGINE M. MONESTIME
CITY ATTORNEY

SPONSORED BY: CITY CLERK

Moved by: _____

Seconded by: _____

Vote:

Mayor Andre D. Pierre, Esq.	_____ (Yes)	_____ (No)
Vice Mayor Marie Erlande Steril	_____ (Yes)	_____ (No)
Councilman Michael R. Blynn, Esq.	_____ (Yes)	_____ (No)
Councilman Scott Galvin	_____ (Yes)	_____ (No)
Councilman Jean R. Marcellus	_____ (Yes)	_____ (No)